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7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 JERMAINE ALONZO MITCHELL,

13 Defendant.

Case No. 3:04-cr-10-HDM-CLB  
ORDER GRANTING  
**Stipulation to Extend Deadlines  
Regarding Defendant's Motion (Second  
Request)**

14 It is hereby stipulated and agreed, by and between Jason M. Frierson, United States  
15 Attorney, through Jim W. Fang, Assistant United States Attorney, and Wendi Overmyer,  
16 Assistant Federal Public Defender, counsel for Defendant Jermaine Alonzo Mitchell, that  
17 the government's deadline to respond to Mitchell's Motion for Compassionate Release  
18 under the First Step Act, ECF No. 275, currently set for October 11, 2024, be extended until  
19 December 11, 2024.

20 1. Mitchell filed his motion on August 27, 2024. The parties previously agreed to  
21 extend the government's response deadline to October 11, 2024, which this Court granted.  
22 ECF No. 278.

23 2. Thereafter, the government learned that Mitchell is being considered for  
24 clemency by the Office of the Pardon Attorney. If Mitchell is granted clemency, he will be

1 released, and the instant motion becomes moot. As such, the parties agree to continue the  
2 response deadline for two months, to allow the clemency process to play out.

3. Therefore, the parties respectfully ask this Court to grant an extension, until  
4 December 11, 2024, for the government to respond to Mitchell's Motion for a Sentence  
5 Reduction.

6 DATED this 1st day of October, 2024.

7 JASON M. FRIERSON  
8 United States Attorney

9 *s/ Jim W. Fang*  
10 JIM W. FANG  
11 Assistant United States Attorney  
12 *Counsel for the United States*

9 *s/ Wendi Overmyer*  
10 WENDI OVERMYER  
11 Assistant Federal Public Defender  
12 *Counsel for Mitchell*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Case No. 3:04-cr-10-HDM-CLB

Plaintiff,

V.

JERMAINE ALONZO MITCHELL,

Defendant.

## ORDER

Based on the pending Stipulation between the defense and the government, and good cause appearing therefore, IT IS HEREBY ORDERED that the Government's response to defendant's Motion for Compassionate Release, ECF No. 275, shall be filed and served on or before December 11, 2024.

DATED this 2nd day of October, 2024.

Howard D. McKibbin

HONORABLE HOWARD D. MCKIBBEN  
UNITED STATES DISTRICT JUDGE